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I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: February 26, 2009

Name: Trevor Copeland, 50,292

Signature: /Trevor Copeland/

Our Case No. 13097/3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
John S Lollar)	
Serial No.: 10/813,507)	Examiner: Terra C. Gibbs
Filing Date: March 30, 2004)	Group Art Unit: 1635
Title: NUCLEIC ACID AND AMINO ACID SEQUENCES ENCODING HIGHLEVEL EXPRESSOR FACTOR VIII POLYPEPTIDES AND METHODS OF USE)	Confirmation No. 5299

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction/Election Requirement in the Office Action mailed September 30, 2008, Applicants provisionally elect the mutation K1245R of claims 41-42, with traverse of the restriction requirement of the mutations making up the Markush group. Please amend the above-identified application as follows:

Amendments to the claims begin on page 2 of this paper.

Remarks being on page 6 of this paper.